

FILED

FEB 29 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

CRIMINAL MINUTES

THE HONORABLE MARTIN J. JENKINS

Courtroom Clerk: Monica Narcisse

Date: February 29, 2008 [2:15 - 2:24 pm]

Court Reporter: Starr Wilson

Case No: CR07-00616-1 MJJ

DEFENDANT: AMAURI MOLINA-MARTINEZ (x) Present () Not Present (x) In Custody

AUSA: Daniel Kaleba DEF ATTY: Joyce Leavitt

Interpreter: Monique Inciarte Probation Officer: Sara Black

TYPE FOR HEARING: Sentencing

ORDER AFTER HEARING(S):

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CASE CONTINUED TO: for

BASIS TO EXCLUDE TIME GRANTED FOR: Thru

JUDGMENT: Court finds Offense Level 9, Criminal History V, leading to a Guideline Range of 18-24 months. The Court follows the PSR and sentences the defendant on count 1 of the indictment to **18 months custody of the BOP to be followed by 3 years supervised release** under the usual terms and conditions and the special conditions as set forth in the PSR. Court recommends that Defendant be placed at a FCI facility in (1<sup>st</sup>) Northern California or (2<sup>nd</sup>) Southern California and that defendant participate in the BOP Residential Drug Treatment Program. No fine imposed. Defendant to pay \$25 special assessment which shall be paid immediately or at the rate of not less than \$25 per quarter through the BOP Inmate Financial Responsibility Program while in custody. Defendant advised of his right to appeal. Defendant remanded to the custody of the U.S. Marshal. See J&C for details.

Notes: Please note: Initial arrest date is 9/15/2007.